## **DISTRICT OF OREGON** FILED

October 05, 2016

Clerk, U.S. Bankruptcy Court

Below is an Order of the Court. 1 2 3 4 5 RANDALL L. DUNN 6 U.S. Bankruptcy Judge 7 8 9 UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF OREGON 10 11 In Re: Bankruptcy Case No. 14-35071-rld7 12 Cheryl Kae Stites, 13 Debtor. 14 United States Trustee, 15 Adv. Proc. No. 16-3013-rld Plaintiff, 16 SCHEDULING ORDER V. 17 Vincent Howard, 18 Howard Law, P.C., Erik Graeff, 19 Law Offices of Erik Graeff P.C., 20 Defendants. 21 Based upon the record of the hearing held on October 4, 2016, 22 and pursuant to Fed. R. Civ. P. 16, made applicable by 23 Fed. R. Bankr. P. 7016, 24

IT IS ORDERED that:

Trial in this adversary proceeding is set for Wednesday,

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January 4, 2017, at 9:00 a.m., and continuing, if necessary, at 9:00 a.m. on Thursday, January 5, 2017, in Courtroom 3, U.S. Bankruptcy Court, 1001 S.W. 5th Avenue, 7th Floor, Portland, Oregon.

- 2. Plaintiff's motion to extend the discovery deadline is GRANTED for the reasons stated on the record. Discovery shall be completed by Friday, November 4, 2016.
- 3. Motions for summary judgment or partial summary judgment shall be filed not later than Monday, November 14, 2016.
- 4. Plaintiff shall draft and circulate a draft pretrial order on or before Wednesday, November 30, 2016, and Plaintiff shall lodge the final pretrial order with the court by Friday, December 16, 2016.
- 5. Each party shall prepare a list of their witnesses, showing names, addresses and occupations, together with a brief statement setting forth the full substance of the testimony. Do not give just the subject, give the substance. Give a time estimate for the direct testimony of each witness. This information shall be filed with the court and served on opposing counsel by **Friday**, **December 16**, **2016**.
  - 6. Not later than Friday, December 16, 2016, each party shall:
- a. Mark and bind its exhibits (except impeachment exhibits). Plaintiff shall mark its exhibits with numbers 1-99.

  Defendants Vincent Howard and Howard Law, P.C. shall mark their exhibits with numbers 100-199. Defendants Erik Graeff and Law Offices of Erik Graeff P.C. shall mark their exhibits with numbers 200-299. Each party's exhibits shall be tabbed and presented in three separate three-ring binders, each binder containing one set.
  - b. Deliver to the court (do not electronically file) the

original and two paper copies, bound as set forth above, of its exhibits.

- c. Serve a copy of its exhibits, **bound** as set forth above, on all parties.
- d. File electronically and serve on all parties  ${\bf a}$  list of its exhibits.

All objections to authenticity of exhibits must be made at or before the final pretrial conference to dispense with authenticating witnesses. In the absence of an objection, an exhibit will be deemed admitted.

- 7. The parties' trial memoranda are due Friday, December 16, 2016.
- 8. Except for good cause shown, no exhibits or testimony will be received in evidence at trial unless presented in accordance with this order.
- 9. A final pretrial conference shall be held on **Tuesday**, **December 20, 2016, at 10:00 a.m.** by telephone. The parties shall call the court's Telephone Hearing Line at 888-684-8852, access code 5870400#, to be connected for the hearing or appear in Courtroom 3, U.S. Bankruptcy Court, 1001 S.W. 5th Avenue, 7th Floor, Portland, Oregon.

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cc: Carla McClurg
Nicholas Henderson
Jeffrey Katz
Loren S. Scott

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